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UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF CALIFORNIA
SAN JOSE DIVISION

In re ARIBA, INC.
DERIVATIVE LITIGATION

CV-03-02172 JF (PVT)

[PROPOSED] ORDER
DISMISSING ACTION WITHOUT
PREJUDICE

This Document Relates To:
ALL ACTIONS

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1 Pursuant to the stipulation between Plaintiff and the Defendants dated August 4,
2 2005, and good cause appearing therefore, IT IS HEREBY ORDERED that this action
3 shall be, and hereby is, dismissed on the following terms and conditions.

4 1. The dismissal is without prejudice.

5 2. All attorney's fees and costs shall be taxed against the party incurring
6 same.

7 3. Under the circumstances notice pursuant to Rule 23.1 of the Federal
8 Rules of Civil Procedure shall not be required.

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10 DATED this 4th day of August, 2005.

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12 /s/electronic signature authorized

13 The Honorable Jeremy F. Fogel
14 United States District Judge
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